

FINAL STATEMENT OF REASONS

UPDATE OF INITIAL STATEMENT OF REASONS

The Notice of Proposed Regulations was published on August 4, 2017. The notice was mailed and emailed, and posted at facilities and enterprises in addition to being posted on the CALPIA website. A public hearing was not scheduled nor requested by any person.

During the 45-day comment period, no comments were received.

Changes were made to the original proposed text after a 15-day notice of changes to rulemaking file revising 8004(d)(2) as follows. The 15-day notice was mailed and emailed, and posted at facilities and enterprises in addition to being posted on the CALPIA website.

REVISIONS TO REGULATION TEXT:

8004(d)(2) Inmates with Close B Custody designation may be considered for a CALPIA assignment that conforms with the requirements identified in California Code of Regulations (CCR), Title 15, Division 3, Section 3377.1(a)(42)(B) through (a)(2)(D) or (5a)(3)(B) through (a)(3)(D) on a case-by-case basis, with the approval of the Warden at the institution/facility.

These revisions provide clarity and consistency with recent changes to 15 CCR Section 3377.1, effective July 31, 2017, regarding Close Custody Designation. Subsection 8004(d)(2) is amended to reflect the recent changes made by the California Department of Corrections and Rehabilitation to 15 CCR Section 3377.1 changing the terms Close A and Close B Custody to one category named Close Custody, maintaining existing substantive CALPIA requirements.

These revisions to the proposed regulatory text were available for public comment through October 5, 2017, and no comments were received.

LOCAL MANDATE:

The proposed regulations do not impose any mandate on local agencies or school districts.

ALTERNATIVES THAT WOULD LESSEN ADVERSE ECONOMIC IMPACT ON SMALL BUSINESS:

No alternatives were proposed to CALPIA or Prison Industry Board that would lessen any adverse economic impact on small business.

ALTERNATIVES DETERMINATION:

CALPIA has determined that no alternative it considered or that was otherwise identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

No other alternatives have been proposed or otherwise brought to the attention of CALPIA or Prison Industry Board.

AVAILABILITY OF THE RULEMAKING FILE:

The CALPIA has prepared and will make available, copies of the rulemaking file for this regulatory action, which contains all information on which the proposal is based. Copies are available to the public upon request directed to the CALPIA's contact person:

MOIRA DOHERTY, Regulations Analyst
California Prison Industry Authority
560 East Natoma Street, Folsom, CA 95630
Telephone (916) 358-1711

In the event the contact person is unavailable, requests for copies should be directed to the following back-up person:

CHRISTINE PESCE, Assistant to General Counsel
California Prison Industry Authority
560 East Natoma Street, Folsom, CA 95630
Telephone (916) 358-1711

Electronic copies of the rulemaking file can be requested via email:

PIAregs@calpia.ca.gov